

TEMPORARY

No. 68497-T

TEMPORARY

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 15 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 12 2001 under 67900-T

The applicant **Woodland Village Homes, Inc.** hereby make application for permission to change the **Point of Diversion, Place and Manner of Use of a Portion** of water heretofore appropriated under **Vested Proof No. 09103**

1. The source of water is **Underground**
2. The amount of water to be changed **40.0 AFA with a pro-rata share of the diversion**
3. The water to be used for **Construction**
4. The water heretofore permitted for **Irrigation, stockwatering and domestic**
5. The water is to be diverted at the following point **the SE¼ NW¼ of Section 16, T21N, R18E, M.D.M or at a point from which the NW corner of said Section 16 bears N 61° 28' 04" W, a distance of 2887.57 feet. Refer to supporting map filed with Permit No. 67900-T.**
6. The existing permitted point of diversion is located within **NE¼ SE¼ of Section 32, T21N, R18E, M.D.M, or at a point from which the East ¼ corner of said Section 32 bears N 60° 21' 16" E, a distance of 299.40 feet. Refer to supporting maps filed under Proof No. 09103.**
7. Proposed place of use **All of Section 9 and the N½ of Section 16, T21N, R18E, M.D.M. Refer to supporting map filed with Permit No. 67900-T.**
8. Existing place of use **the north 10.00 acres within the SE¼ NE¼ of Section 32, T21N, R18E, M.D.M., being a portion of the certificated 18.50 irrigated acres under Permit No. 3100 (Certificate No. 1987). Refer to supporting PBU map filed under Permit No. 3100 (Certificate No. 1987) and supporting map under Vested Proof No. 09103.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **March 1 to November 31** of each year.
11. Description of proposed works **Drilled well with pump and flowmeter will pipe water to a storage tank and then fill water trucks for dust abatement. SEE REMARKS.**
12. Estimated cost of works **\$25,000.00**
13. Estimated time required to construct works **Temporary**
14. Estimated time required to complete the application of water to beneficial use **Temporary**

15. Remarks: Woodland Village Homes, Inc. will be utilizing this water for construction dust control purposes within the proposed place of use. Vested Proof No. 09103 are groundwater rights supplemental to the surface water rights under Permit No. 3100 (Certificate No. 1987). SEE ATTACHMENTS.

s/Suzan Ferguson
By Suzan Ferguson - Agent
Summit Engineering Corporation
5405 Mae Anne Ave.
Reno, NV 89523

Compared my/cmf ds/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions.

This temporary permit to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation V09103, is issued with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Temporary Permits 68497-T and 68498-T shall not exceed 40 acre-feet annually.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **October 31, 2002**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This groundwater cannot be utilized unless there is no water available under Temporary Permit 68498-T. The existing place of use consisting of 10 acres in the N½ of the SE¼ NE¼ of Section 32, T.21N., R.18E., cannot be irrigated from any source.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 40 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 29th day of March A.D. 2002


State Engineer

EXPIRED

DATE OCT 31 2002 *CPC*

TEMPORARY

ATTACHMENT**Item No. 8: Description of Proposed Works**

The surface water will be collected by water tank trucks at the point of diversion and transported to the proposed place of use for the construction dust abatement.

The Applicant has also filed an additional Temporary Application to Change a portion of Vested Proof No. 09103. Proof No. 09103 is a supplemental groundwater right to Permit No. 3100 (Certificate No. 1987). Woodland Village Homes, Inc. intends to move the point of diversion to a well site within the proposed place of use.

The intended works are a drilled well with pump and flowmeter to pump groundwater and fill the water trucks for dust abatement. The Applicant fully understands that if surface water becomes available that it must be utilized first. Once surface water becomes available the well would not be used, and the water trucks would collect the surface water for the dust abatement under these temporary applications to change.

Refer to previously filed Water Right Permits No.'s 67900-T and 67996-T.